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10-31-03

# GAU 1642  
Patent Docket P2533C2

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of David Botstein et al. Serial No.: 09/723,703 Filed: November 28, 2000 For: METHODS OF DIAGNOSING TUMOR IN A MAMMAL	Group Art Unit: 1642 Examiner: L. Helms Confirmation No: 7610 CUSTOMER NO: 09157 EXPRESS MAIL LABEL NO.: <u>EV 351 926 817 US</u> DATE OF DEPOSIT: <u>OCTOBER 29, 2003</u>
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AMENDMENT TRANSMITTAL

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated as shown below.

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Additional Fees
Total	19	-	20	0	18	\$0.00
Independent	2	-	3	0	86	\$0.00
__ 0 Multiple dependent claim(s), if any					290	\$0.00
Total Fee Calculation						\$0.00

      X        
                    
      X      

No additional fee is required.

The Commissioner is hereby authorized to charge Deposit Account No. 07-0630 in the amount of \$. **A duplicate copy of this transmittal is enclosed.**  
Petition for Extension of Time is enclosed.

The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17, or credit overpayment to Deposit Account No. 07-0630. **A duplicate copy of this sheet is enclosed.**

Respectfully submitted,  
GENENTECH, INC.

Date: October 29, 2003

By: 

Deirdre L. Conley  
Reg. No. 36,487  
Telephone No. (650) 225-2066



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Pre Application of  David Botstein et al.  Serial No.: 09/723,703  Filed: November 28, 2000  For: METHODS OF DIAGNOSING TUMOR IN A MAMMAL	Group Art Unit: 1642  Examiner: L. Helms  Confirmation No: 7610  CUSTOMER NO: 09157	<b>RECEIVED</b>  NOV 10 2003  TECH CENTER 1600/2900
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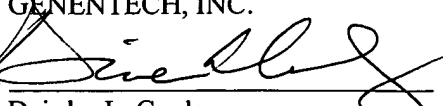
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	Group Art Unit: 1642
David Botstein et al.	Examiner: L. Helms
Serial No.: 09/723,703	Confirmation No: 7610
Filed: November 28, 2000	Customer No: 09157
Title: METHODS OF DIAGNOSING TUMOR IN A MAMMAL	EXPRESS MAIL LABEL NO.: <u>EV 351 926 817 US</u>
	DATE OF DEPOSIT: <u>OCTOBER 29, 2003</u>

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**RESPONSE TO NON FINAL OFFICE ACTION UNDER 37 C.F.R. § 1.111**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This document is responsive to the Office Action mailed April 29, 2003 (Paper No.12) for which a three-month period for response was given. This response is timely filed with a Petition and fees for Three-Month Extension of Time to include October 29, 2003. In view of the discussion provided, reconsideration and allowance are respectfully requested.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 7 of this paper.